



Foreign Affairs Manual

VOLUME 9 – Visas

Change Transmittal: VISA-1317

Date: September 24, 2009

9 FAM 40.41 NOTES

1. Changes

- 9 FAM 40.41 N1 Background
- 9 FAM 40.41 N2 Definition of "Public Charge"
- 9 FAM 40.41 N2.2 Benefits Not Considered "Public Cash Assistance for Income Maintenance"
- Form I-864, Affidavit of Support Under Section 213A of the Act
- 9 FAM 40.41 N3.3 Effect of Form I-864, Affidavit of Support Under Section 213A of the Act, on Public Charge Determinations
- 9 FAM 40.41 N3.4 Certain Applicants Do Not Require Form I-864, Affidavit of Support Under Section 213A of the Act
- 9 FAM 40.41 N3.4-1 Effect of Child Citizenship Act on Certain IR-2 and IR-3 Applicants
- 9 FAM 40.41 N4 Determining "Totality of the Circumstances"
- 9 FAM 40.41 N4.6-2 Evidence of Support When Form I-864, Affidavit of Support Under Section 213A of the Act, Not Required
- 9 FAM 40.41 N4.6-3 Use of Form I-134, Affidavit of Support
- 9 FAM 40.41 N4.7-2 Immigrants Not Subject to Affidavit of Support (AOS) Requirement
- 9 FAM 40.41 N5.4 Sponsor When the Petitioner Has Died
- 9 FAM 40.41 N5.5 Supporting Evidence Must Be Submitted with Form I-864, Affidavit of Support Under Section 213A of the Act
- 9 FAM 40.41 N5.7 Defining Income
- 9 FAM 40.41 N6.1-1 Maintaining U.S. Domicile

- 9 FAM 40.41 N6.1-2 Establishing U.S. Domicile
 - 9 FAM 40.41 N6.1-3 U.S. Domicile for Employment-Based Petitioner
 - 9 FAM 40.41 N6.2 Employment Abroad Meeting Requirements of INA 319(b)(1)
 - 9 FAM 40.41 N7 "Household Member"
 - 9 FAM 40.41 N7.1 Definition
 - 9 FAM 40.41 N9 Legal Obligations of Sponsors
 - 9 FAM 40.41 N10 "Means-Tested" Benefits
 - 9 FAM 40.41 N11.1 Qualifying Nonimmigrants Under INA 212(a)(4)
 - 9 FAM 40.41 N11.3 Unwarranted Requirements
 - 9 FAM 40.41 N11.7 Alien Seeking Admission as K Nonimmigrant
2. **Change Transmittal** has replaced the term, Transmittal Letter. Change Transmittal was selected as being more appropriate in this age of electronic information transmission. The FAM volume's transmittal acronym and numerical series remains in place.
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(CA/VO/L/R)